

Adopted	Rejected
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COMMITTEE REPORT

YES:	7
NO:	1

MR. SPEAKER:

*Your Committee on Rules and Legislative Procedures, to which was referred House Bill 2147, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning state
- 3 administration.
- 4 Delete everything after the enacting clause and insert the following:
- 5 SECTION 1. IC 4-22-2.5-1 IS AMENDED TO READ AS
- 6 FOLLOWS[EFFECTIVE JULY 1, 2001]: Sec. 1. This chapter does not
- 7 apply to the following:
- 8 (1) Rules adopted by the department of state revenue.
- 9 (2) Rules adopted by the state board of tax commissioners.
- 10 (3) Rules adopted under IC 13-14-9 by the department of
- 11 environmental management or a board that has rulemaking
- 12 authority under IC 13.
- 13 (4) A rule that incorporates a federal regulation by reference or
- 14 adopts under a federal mandate a federal regulation in its entirety
- 15 without substantive additions.
- 16 (5) **A rule that is required to receive or maintain:**

- 1 (A) delegation;
- 2 (B) primacy; or
- 3 (C) approval;
- 4 **for state implementation or operation of a federally mandated**
- 5 **program.**
- 6 **(6) A rule that is required to begin or continue receiving**
- 7 **federal funding for the implementation or operation of a**
- 8 **program.**

9 SECTION 2. IC 4-22-2.5-2 IS AMENDED TO READ AS
 10 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 2. (a) Except as
 11 provided in subsection (b), an administrative rule adopted under
 12 IC 4-22-2 expires January 1 of the seventh year after the year in which
 13 the rule takes effect, unless the rule contains an earlier expiration date.
 14 **The expiration date of a rule under this section is extended each**
 15 **time that a rule amending an unexpired rule takes effect. The rule,**
 16 **as amended, expires on January 1 of the seventh year after the year**
 17 **in which the amendment takes effect.**

- 18 (b) An administrative rule that:
 - 19 (1) was adopted under IC 4-22-2; ~~and~~
 - 20 (2) is in force on December 31, 1995; ~~and~~
 - 21 **(3) is not amended by a rule that takes effect after December**
 - 22 **31, 1995, and before January 1, 2002;**

23 expires not later than January 1, 2002.

24 SECTION 3. IC 13-14-9.5-1 IS AMENDED TO READ AS
 25 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 1. This chapter does not
 26 apply to **the following:**

- 27 **(1) A rule that incorporates a federal regulation by reference or**
- 28 **adopts under a federal mandate a federal regulation in its entirety**
- 29 **without substantive additions.**
- 30 **(2) A rule that is required to receive or maintain:**
 - 31 (A) delegation;
 - 32 (B) primacy; or
 - 33 (C) approval;
 - 34 **for state implementation or operation of a federally mandated**
 - 35 **program.**
 - 36 **(3) A rule that is required to begin or continue receiving**
 - 37 **federal funding for the implementation or operation of a**
 - 38 **program.**

1 SECTION 4. IC 13-14-9.5-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 2. (a) Except as
3 provided in subsection (b), an administrative rule adopted under
4 IC 13-14-9 expires January 1 of the seventh year after the year in which
5 the rule takes effect, unless the rule contains an earlier expiration date.
6 **The expiration date of a rule under this section is extended each**
7 **time that a rule amending an unexpired rule takes effect. The rule,**
8 **as amended, expires on January 1 of the seventh year after the year**
9 **in which the amendment takes effect.**
10 (b) An administrative rule that:
11 (1) was adopted under a provision of IC 13; that has been
12 repealed by a recodification of IC 13; ~~and~~
13 (2) is in force on December 31, 1995; **and**
14 **(3) is not amended by a rule that takes effect after December**
15 **31, 1995, and before January 1, 2002;**
16 expires not later than January 1, 2002.
 (Reference is to HB 2147 as introduced.)

and when so amended that said bill do pass.

Representative Moses